

DECLARATION FOR REISSUE APPLICATION

Docket No.: P3988

As the below named inventor I hereby declare that:

Both my residence and post office addresses are as stated below, and I am a citizen of the United States of America.

I verily believe that I am the original, first, and sole inventor of the invention entitled: **STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD** which is described and claimed in the attached specification;

I have reviewed and understand the contents of the attached specification, including the claims;

I do not know and do not believe that the invention was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof;

I acknowledge my duty to disclose all information known to me to be material to the patentability of my invention as defined in 37 CFR §1.56;


Said invention has been patented and made the subject matter of United States Patent 5,482,226 on an application filed by me;

I hereby declare that such United States Patent 5,482,226 is inoperative or invalid by reason of my claiming more or less than I had a right to claim in a patent, and more specifically, by claiming certain elements in more specific detail than was necessary. These errors arose due to my attorney failing to appreciate the full scope of the invention. These errors were discovered by the attorney for my licensee, as identified in the attached Small Entity Declarations. These errors arose without deceptive intention.

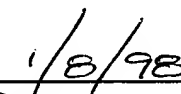
I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

My full name, residence and post office address are:

DAVID CHOATE
14553 E. 47th Ave.
Denver, Colorado 80239



DAVID CHOATE



Date

09005527 010998

Applicant: **DAVID CHOATE**

Atty.Docket **P3988**

For: **STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD**

POWER OF ATTORNEY

As the named inventor, I hereby appoint:

DONALD W. MARGOLIS, **Reg. No. 22,045,**

EMERY L. TRACY, **Reg. No. 34,081**

both Colorado attorneys, as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Send Correspondence to:

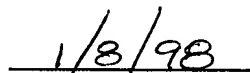
**Donald W. Margolis
3405 Penrose Place, Suite 105
Boulder, CO 80301**

Direct Phone calls to:

**Donald W. Margolis
(303) 443-6200
FAX (303) 443-3818**



DAVID CHOATE



Date

09005527 010998
8166070 22550060

Applicant: **DAVID CHOATE**

Serial No: **Filed Herewith**

Filed: **Herewith**

For: **STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD**

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS [37 CFR §§ 1.9(f) and 1.27(b)] - INDEPENDENT INVENTOR**

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR §1.9(c) for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled

STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD

described in the specification filed herewith.

I have licensed rights in the invention in the field of **ELECTRIC CORD STORAGE DEVICES** which are packaged and advertised specifically for the storage of Christmas Tree type lights and light strings to:
EVERGREEN SOLUTIONS, INCORPORATED,
a Colorado corporation

having its principal place of business at: **1428 Miner St.**
Idaho Springs, Colorado 80452

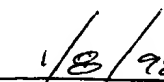
I acknowledge my duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which my status as a small entity is no longer appropriate. (37 CFR § 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAMES OF INVENTOR



DAVID CHOATE



Date

0900557 010998

Applicant: **DAVID CHOATE**

Atty Docket No. **P3988**

Serial No: **Filed Herewith** Filed: **Herewith**

For: **STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD**

VERIFIED DECLARATION CLAIMING SMALL ENTITY STATUS
[37 CFR 1.9(f) and 1.27 (c)] for SMALL BUSINESS CONCERN

I hereby declare that I am an official of the small business concern and am empowered to act on behalf of the concern identified below:

NAME OF CONCERN: **EVERGREEN SOLUTIONS, INCORPORATED**, a Colorado Corporation
ADDRESS OF CONCERN: **PO Box 2649**
Evergreen, Colorado 80437

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract have been conveyed to and remain with the small business concern identified above with regard to the invention, identified above and described in the specification filed herewith.

The rights held by the above identified small business concern are exclusive, and no rights to the invention are held by any person, other than the inventors, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

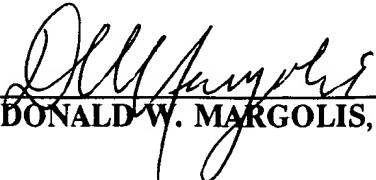
I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

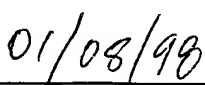
CONCERN: **EVERGREEN SOLUTIONS, INCORPORATED**

ADDRESS: **PO Box 2649**
Ft. Collins, Colorado 80524

SIGNER: **DONALD W. MARGOLIS**
TITLE: **President**



DONALD W. MARGOLIS, President



Date

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Applicant: **DAVID CHOATE**

Serial No: **Filed Herewith**

Filed: **Herewith**

For: **STORAGE DEVICE WITH SUPPORT CARRIER AND METHOD**

**VERIFIED STATEMENT (DECLARATION) OFFERING TO
SURRENDER AND RETURN THE ORIGINAL PATENT**

As the inventor and owner of U.S. Patent 5,482,226, I hereby declare that I offer to surrender and return the original patent to the U.S. Patent and Trademark Office as a part of the attached reissue application. However, the original patent is currently lost or inaccessible.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF INVENTOR



DAVID CHOATE



Date

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